No. 198—L. C., dated Bangalore, the 8th March 1910.

Addendum to the Bill to consolidate and amend the law relating to the Courts of Small Causes in Mysore.

The following shall be added as clauses 14A and 14B to the above Bill published with Notification No. 246—L. C., dated the 3rd March 1909, in the Gazette issue of 4th idem, and to the statement of objects and reasons appended thereto :—

"14A. In every case in which satisfactory proof shall not be given entitling either the plaintiff or the defendant to judgment, a Court of Small Causes shall have power to non-suit the plaintiff, provided that a plaintiff who has been non-suited under this section may, subject to the law of limitation, bring a fresh suit on the same cause of action.

14B. In all suits where the amount claimed shall exceed one hundred rupees, it shall be lawful for the plaintiff or the defendant to require the suit to be tried by a composite Court, on his depositing such costs and furnishing such security and giving such notice as may be determined by the Court, in accordance with rules to be framed in this behalf by the Chief Court.

When such an application has been made and allowed, the case shall be heard by a Court composed of the Judge of the Court in which the suit has been instituted, another Judge of a Civil Court not superior in rank to such Judge or, where there is no such Judge present at the place, a Magistrate to be deputed by the Magistrate of the district, and two jurors to be selected in accordance with rules to be framed in this behalf by the Chief Court.

The Judge of the Court in which the suit has been filed shall preside at the trial and shall have a casting vote whenever the members are equally divided in opinion ; and judgment shall be delivered according to the opinion of a majority of the members of the composite Court."

Addition to the Statement of Objects and Reasons.

"The provisions contained in clauses 14A and 14B relating to non-suiting and trial of suits by composite courts, *i. e.*, courts composed of Judges and Jury are new and are based on Sections 93, 101 and 102 of the English County Courts Act, 1888."

By Order,
S. HIRIYANNAIYA,
Secretary, Mysore Legislative Council.